



DOCKET NO.: CSKL0003-100

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Ashley Stuart Davis et al.

Serial No.: 09/725,030

Examiner: Lukton, David

Filing Date: November 29, 2000

Art Unit: 1654

Title: Anti-S-Phase Tubulin Ligands

EXPRESS MAIL LABEL NO: EV772144096US

DATE OF DEPOSIT: 12 SEPTEMBER 2006

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Petition to Withdraw Holding of Abandonment
37 CFR §1.181(a)

Applicants hereby request that the Notice of Abandonment mailed on July 28, 2006 be withdrawn in view of the timely filed Issue Fee payment authorized on May 26, 2006. The following is a list of events that occurred prior to the issuance of the Notice of Abandonment.

Applicants acknowledge that a Notice of Allowance and Issue Fee Due was issued by the Patent Office on February 28, 2006. In response to the outstanding Notice of Allowance, Applicants' attorney of record authorized the Issue Fee payment in the amount of \$1,030.00, that was required in this application, on May 26, 2006. A copy of the Extension of Time providing a general authorization to Deposit Account No. 50-1275 is attached (Attachment A). Also attached is a copy of the returned, stamped postcard providing authorization to Deposit Account No. 50-1275 in the amount of \$1,030.00 (Attachment B), showing receipt by the Patent Office. Also attached is a copy of the completed Office-provided issue fee transmittal form (where no issue fee has been submitted) (Attachment C).

09/725,030 CSHLOK 00000004 501275 09725030

750.00 DA
700.00 DA
300.00 DA

In accordance with 37 CFR § 1.311(b)(2), Applicants' attorney made a good faith effort to submit payment of the issue fee within the time limit allotted and before the due date of May 30, 2006. Applicants earnestly request that the Notice of Abandonment in this application be withdrawn and the application be reinstated and passed to issuance in due course.

Should the Commissioner conclude that the application has gone abandoned and that Applicants did not authorize payment of their issue fee timely, please treat this paper as a contingent Petition to Revive the Application under 37 C.F.R. §1.137(b). Any delay in paying the issue fee in the above-identified application was unintentional.

If this paper is treated as a Petition to Revive under 37 C.F.R. §1.137(b), please charge the above-referenced deposit account in the amount of the petition fee set forth in 37 C.F.R. §1.17(m) and the issue fee amount. The Issue Fee Due Form (PTOL-85B) is appended hereto for informational purposes. Please reference Atty. Docket No.: CSKL0003-100 when charging the deposit account.

The undersigned, Paul K. Legaard, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application resulting therefrom.

Respectfully submitted,



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Dated: 12 SEPTEMBER 2006

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